

**THE KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES**  
**December 7, 2009**

A regular meeting of the Board of Examiners of Psychology was held at the Office of Occupations and Professions in Frankfort, KY on December 7, 2009.

**MEMBERS PRESENT**

Thomas W. Miller, Ph.D., Chair  
Barbara K. Jefferson, Ph.D., Vice-Chair  
Abby Shapiro, Ph.D.  
William G. Elder, Ph.D.  
Dennis J. Buchholz, Ph.  
Richard Applegate, M.A.  
Danette Morton-Page, M.A.

**OCCUPATIONS & PROFESSIONS STAFF**

Julie Jackson, Board Administrator  
Frances Short, Executive Director  
David Garr, Deputy Executive Director  
Susan Ellis, Fiscal Office

**OTHERS PRESENT**

Mark Brengelman, Assistant Attorney General

**MEMBERS ABSENT**

Paula Glasford  
Eva Markham, Ed.D.

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**CALL TO ORDER**

Thomas Miller, Ph.D., Board Chair, called the meeting to order at 10:10 a.m.

**GUEST SPEAKER**

Representative Scott Brinkman and Rhonda Franklin, LRC Attorney, addressed the Board regarding treatment of autism spectrum disorders, the need for licensure of Applied Behavior Analysis Practitioners, and the need to increase insurance coverage for diagnosis and treatment of autism spectrum disorders. The Board requested additional information about the Behavior Analysis Certification Board, the educational requirements of Applied Behavioral Analysis Practitioners, the number of analysts currently practicing in Kentucky and how many programs are currently offered in Kentucky colleges and universities.

**MINUTES**

The minutes of the November 12, 2009 meeting were called to the attention of the Board members. A motion was made by Dr. Elder to approve the minutes as amended. The motion, seconded by Ms. Morton-Page, carried.

**FINANCIAL STATEMENT**

Financial statement was presented to the Board for the month ending November 30, 2009 and Legal fees for October 2009 were also presented to the Board. Mr. Applegate made a motion to accept the financial statement. Motion, seconded by Dr. Jefferson, carried.  
The Board requested that Ms. Ellis research whether a reserve exists in state government budgeting. The Board would like to have a reserve set aside for legal fees. Dr. Elder requested a record of the past ten (10) years of legal fees.

## **DIRECTOR'S REPORT**

Ms. Short discussed the use of a suggested renewal notification for future renewal periods which involves sending a postcard to licensees advising that it is time to renew. The postcard will inform licensees that they can renew online, print a renewal form from the website or contact the office to have a hard copy sent to them by mail. A motion was made by Dr. Shapiro to begin using the postcard notification in February and to send notification in January by letter to all licensees advising of the new process.

Ms. Short discussed the elimination of licensure ID cards for various reasons. The contract between the Office of Occupations and Professions and the third party company that produces the cards will expire on November 30, 2009. The cards are not the official legal verification of licenses held by the office, the official verification can be viewed on the Board's website or by written/verbal confirmation through the office. The cards list an expiration date but do not indicate if a license has been suspended, revoked, has a disciplinary action against it, or if the license is in inactive status. The cards can be easily reproduced. The elimination of the ID cards will also eliminate the cost of .70 cents to .78 cents per card which is billed to the Board. The Board deferred this discussion until the January meeting.

Ms. Short advised the Board of the new formula approved by Secretary Vance that will be used to calculate the expenses of each Board.

## **COMPLAINTS SCREENING COMMITTEE**

- Case 00-05 – Process of discovery is continuing.
- Case 03-12 and Case 06-05 – Ongoing and awaiting decision in Franklin County Circuit Court.
- Case 08-11 – No action taken at this meeting.
- Case 08-18 – A motion was made by the Complaints Screening Committee to accept the Settlement Agreement. The motion, seconded by Dr. Jefferson, carried. Dr. Buchholz will recommend a proposed supervisor to the Board for the disciplined psychologist.
- Case 09-02-2 – A motion was made by the Complaints Screening Committee that the case remain closed. The motion, seconded by Dr. Elder, carried.
- Case 09-03 – No action taken at this meeting.
- Case 09-04 – Mediation scheduled for January 15, 2010.
- Case 09-08 – The Board voted to file charges. Mr. Brengelman will draft a subpoena for additional records.
- Case 09-10 – Remains in process of investigation.
- Case 09-12 – Cease and Desist Affidavit has been sent.

### **COMMITTEE REPORTS**

**Supervision Committee** – Dr. Markham will be added to the supervision committee.

**Continuing Education Committee** – Ongoing with routine monitoring.

**Credentials Review Committee** – The Board discussed an applicant with a prior felony charge. The Board requests that a true and accurate judgment of conviction be submitted.

**Examination Committee** – The next structured exam will be held on December 18, 2009.

**Disciplined Psychologists Reports** – None.

### **EXPIRED LICENSURE REPORT**

There was one (1) expired license for August, 2009. Mr. Applegate made a motion to send a certified letter to this licensee advising her that her license has expired and she must cease practice. Motion, seconded by Dr. Buchholz, carried.

### **OLD BUSINESS**

**Part time psychologist position** – A motion was made by Dr. Shapiro to defer the discussion until the January meeting. The motion, seconded by Mr. Applegate, carried.

### **NEW BUSINESS**

**Email from Eve-Lynn Nelson regarding telemedicine and telehealth** – Mr. Brengelman responded.

**Vote for 2010 Chair and Vice-Chair** – A motion was made by Dr. Jefferson for Dr. Miller to remain as Board Chair. The motion, seconded by Dr. Elder, carried.

A motion was made by Dr. Shapiro for Dr. Jefferson to remain as Vice-Chair. The motion, seconded by Dr. Elder, carried.

**Establish 2010 committee assignments** – Current assignments will remain the same with the exception of the Complaints Screening Committee. Dr. Shapiro will be Chair of the Committee as Mr. Applegate's term expires in July. Dr. Markham will be added to the Supervision Review Committee and Ms. Glasford will assist with the newsletter.

**Set 2010 schedule for meetings and exams** – Dates were set and will be posted on the Board website at <http://psy.ky.gov>.

**Email from Rory Remer regarding CE course** – Email was discussed. A motion was made by Dr. Elder for Ms. Jackson to respond. The motion, seconded by Dr. Buchholz, carried.

**Email from ASPPB regarding nominations for Chair of the Board**

**Administrators/Registrar Committee** – The Board was advised that nominations are being accepted and elections will take place in January.

### **SCHEDULE NEXT MEETING**

January 4, 2009

### **TRAVEL AND PER DIEM**

A motion was made by Dr. Shapiro to approve payment of travel expenses and per diem compensation for eligible members attending the meeting at the Office of Occupations and Professions and for a meeting that Dr. Buchholz attended with Mr. Brengelman on December 2, 2009 to draft charges. Motion, seconded by Ms. Morton-Page, carried.

**ADJOURN**

A motion was made by Dr. Buchholz to adjourn the meeting at 12:10 p.m. The motion, seconded by Dr. Shapiro, carried.

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Thomas W. Miller, Ph.D.  
Board Chair